



because of a previously scheduled, out-of-state court hearing.

3. All parties agree to the continuance.

4. The additional time requested herein is not sought for purposes of delay.

5. Additionally, denial of this request for continuance could result in a miscarriage

of justice.

6. This is the first request to continue sentencing filed herein.

DATED this 25th day of November, 2019.

## BENJAMIN DURHAM LAW FIRM

NICHOLAS TRUTANICH  
United States Attorney

/s/ *Benjamin Durham*

/s/ Susan Cushman

BENJAMIN DURHAM  
Nevada Bar No. 7684  
601 S Rancho Dr Ste B14  
Las Vegas, NV 89106  
Attorney for Defendant

**SUSAN CUSHMAN**  
Assistant United States Attorney  
501 Las Vegas Blvd So. #1100  
Las Vegas, Nevada 89101  
Attorney for Plaintiff

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1 Benjamin C. Durham  
2 Nevada Bar No. 7684  
3 BENJAMIN DURHAM LAW FIRM  
4 601 S Rancho Dr. Ste B14  
Las Vegas, Nevada 89106  
702.631.6111

5 *Attorney for Defendant*  
6

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA, )  
10 ) 2:18-cr-284-JCM-VCF  
11 Plaintiff, )  
12 )  
13 vs. )  
14 )  
15 EDWARD SNOECK, )  
16 )  
17 Defendant. )  
18 \_\_\_\_\_ )

19 **FINDINGS OF FACT**

20 Based on the pending stipulation of counsel, and good cause appearing, the Court  
21 finds:

22 1. The sentencing in this matter was originally scheduled for December 3, 2019, but  
due to a scheduling conflict, the sentencing date was moved to December 5, 2019.

23 2. Defense counsel will be out of the jurisdiction and unavailable on December 5  
because of a previously scheduled, out-of-state court hearing.

24 3. All parties agree to the continuance.

25 4. The additional time requested herein is not sought for purposes of delay.

26 5. Additionally, denial of this request for continuance could result in a miscarriage

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of justice.

6. This is the first request to continue sentencing filed herein.

For all of the above-stated reasons, the ends of justice would best be served by a continuance of the sentencing.

## **CONCLUSIONS OF LAW**

The ends of justice served by granting said continuance outweigh the best interest of the public, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

## ORDER

IT IS HEREBY ORDERED that the sentencing currently scheduled for December 5, 2019 be continued to **December 17**, 2019, at the hour of **10:00 A.M.**

DATED November 25, 2019.

James C. Mahan  
UNITED STATES DISTRICT JUDGE